



PATENT  
Docket No. H 5118 PCT/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dreja et al.                      Art Unit:  
Appl. No.: 10/725,067                      Examiner:  
Filed: December 1, 2003                  Customer No.: 00423  
Title:                  SYSTEM FOR RELEASING ACTIVE SUBSTANCES AND  
                                ACTIVE AGENTS

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

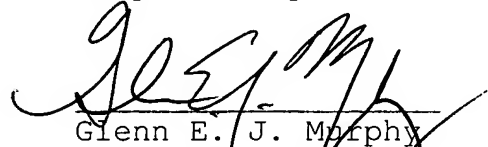
Under 37 C.F.R. §§ 1.56 and 1.97(b) Applicants disclose to the Examiner the documents listed on the attached IDC form PTO-1449. Applicants have omitted copies of each cited U.S. reference as waived under 37 C.F.R. § 1.98(a)(2)(i); a copy of each other cited document is enclosed. Applicants respectfully ask the Examiner to consider each document and note that consideration where provided on the IDC.

The relevance of the non-English references is explained in the specification and/or in the enclosed English language search report issued by the European Patent Office in the international stage of this application.

This Statement does not represent that a search was made or that no better art exists and does not constitute an admission that the listed documents are material or constitute prior art. Therefore Applicants reserve the right to present to the Examiner the relevant facts and law regarding the status of each listed document. Applicants further reserve the right to take appropriate action to establish patentability of the claimed invention over the listed documents, should any be applied against the claims.

No Office Action on the above-referenced application has been received by Applicants, and therefore no fee for submitting this IDS is believed to be due. However, the Commissioner is hereby authorized to charge Deposit Account No. 01-1250 if any fee under 37 C.F.R. § 1.17(p) is needed to have this statement entered and the references considered by the Patent and Trademark Office.

Respectfully submitted,

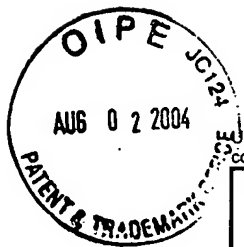
  
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GEM/img

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Enclosures

1. PTO-1449 w/references
2. International Search Report



PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		<b>Complete if Known</b>			
		Application Number	10/725,067		
		Filing Date	December 1, 2003		
		First Named Inventor	Dreja et al.		
		Art Unit			
Sheet	1	of	1	Examiner Name	
				Attorney Docket Number	H5118

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number – Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-6,017,389	01/25/2000	Schmidt et al.	
		US-6,639,039 B1	10/28/2003	Fries et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> – Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Country	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		DE 100 21 165 A1	11/08/2001	Germany		
		DE 199 15 377 A1	10/12/2000	Germany		
		DE 195 34 980 A1	03/27/1997	Germany (US6017389)		
		DE 195 34 764 A1	03/20/1997	Germany (US6017389)		
		DE 198 05 977 A1	08/19/1999	Germany (US6639039)		
		DE 196 20 668 C1	09/11/1997	Germany		

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the Item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue Number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Herzog et al., "Nanotopes: A Surfactant Resistant Carrier System. A comparison with Conventional Liposomes", SOFW-Journal, Seifen, Ole, Fette, Wachse, pgs. 614, 616, 618, 621-623 XP001083760	
		Rompp-Lexikon Chemie, 9 <sup>th</sup> Edition, Vol. 5, pg. 4140; C.J. Brinker, G.W. Scheerer, "Sol-Gel- Science: The Physics and chemistry of sol-gel processing", Academic Press, San Diego, 1998.	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English Language Translation is attached.

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